



01-27-05

PROE  
JW

# REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

Address to:  
**Mail Stop RCE**  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

|  |                           |
|--|---------------------------|
| Application Number: 09/937,707           | Confirmation Number: 7021 |
| Filing Date: October 1, 2001             |                           |
| First Named Inventor: Heinz PAULY et al. |                           |
| Group Art Unit: 2162                     |                           |
| Examiner: Jean M. CORRIELUS              |                           |
| Attorney Docket Number: 07781.0035-00    |                           |
| Attorney Customer Number: 22,852         |                           |

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

Request for Continued Examination (RCE) practice under 37 C.F.R. § 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application.

1. **Submission required under 37 C.F.R. § 1.114:** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, application must request non-entry of such amendment.

- a. ☒ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.
- i. ☐ Consider the arguments in the Appeal Brief of Reply Brief previously filed on [Date] \_\_\_\_\_.
- ii. ☒ Other Please enter the Amendment After Final filed December 17, 2004
- b. ☐ Enclosed:
- i. ☐ Amendment/Reply
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☐ Information Disclosure Statement
- iv. ☐ Other \_\_\_\_\_

## 2. Miscellaneous

- a. ☐ Suspension of action on the above-mentioned application is requested under 37 C.F.R. § 1.103(c) for a period of [number] months. (Period of suspension shall not exceed 3 months; fee under 37 C.F.R. § 1.17(i) required.)
- b. ☐ Other \_\_\_\_\_

## 3. Fees

- a. ☒ The filing fee is calculated as follows:
- i. ☒ \$790.00 RCE fee required under 37 C.F.R. § 1.17(e)
- ii. ☐ Petition for extension of time for (Months) \$
- iii. ☐ Other \_\_\_\_\_
- b. ☐ Check in the amount of \$ enclosed.
- c. ☒ The Commissioner is authorized to charge the fee of \$790.00 and any deficiencies in the filing fees, or credit any overpayments to Deposit Account No. 06-0916.

01/31/2005 ANABI1 00000001 060916 09937707  
01 FC:1801 790.00 DA

## Signature of Applicant, Attorney, or Agent Required

Name: Linda J. Thayer

Reg. No.: 45,681

Signature: 

Date: 1/24/05

Certificate of Express Mail No. EV 606 104 795 US

I hereby certify that this correspondence is being deposited with the United States Postal Service as EXPRESS mail in an envelope addressed to Commissioner for Patents, MAIL STOP RCE, P.O. Box 1450, Alexandria, VA. 22313-1450, or facsimile transmitted to the U.S. Patent and Trademark Office on: January 24, 2005

Name: Rebecca M. Whitelock

Signature: 

Date: 1/24/05